UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF OHIO EASTERN DIVISION

IN RE: NATIONAL PRESCRIPTION OPIATE LITIGATION

THIS DOCUMENT RELATES TO:

The County of Summit, Ohio, et al. v. Purdue Pharma L.P., et al. Case No. 18-op-45090

The County of Cuyahoga, Ohio, et al. v. Purdue Pharma L.P., et al. Case No. 1:18-op-45004

Track One-B

MDL No. 2804

Case No. 17-md-2804

Judge Dan Aaron Polster

NOTICE OF CONTINUED OBJECTION TO TRACK ONE-B CASE MANAGEMENT SCHEDULE BY PHARMACY DEFENDANTS

On February 17, 2020, at the Court's direction, Special Master Cohen issued a Track One-B Case Management Order establishing various deadlines for discovery, motions, and other pretrial submissions. ECF 3175. In his order, Special Master Cohen correctly noted that "Defendants maintained their existing objections to deadlines contained in earlier-entered discovery orders (*see*, *e.g.*, objections at docket nos. 3149 & 3159) and to the Court's November 9, 2020 trial date[.]" ECF 3175 at 1. Out of an abundance of caution, Pharmacy Defendants file this objection to ensure that their objections to the trial date, and to the pre-trial deadlines necessitated by it, and to the length of trial are preserved.

¹ Pharmacy Defendants previously proposed an alternative case management schedule, which provides the time needed to prepare the case, and incorporate it by reference here. ECF 3107.

Date: March 9, 2020 Respectfully submitted,

/s/ Eric R. Delinsky

Eric R. Delinsky

Alexandra W. Miller

ZUCKERMAN SPAEDER LLP

1800 M Street, NW

Suite 1000

Washington, DC 20036

Phone: (202) 778-1800 Fax: (202) 822-8106

E-mail: edelinsky@zuckerman.com E-mail: smiller@zuckerman.com

Counsel for CVS Pharmacy, Inc. and Ohio

CVS Stores, L.L.C.

/s/ Kelly A. Moore (consent)

Kelly A. Moore

MORGAN, LEWIS & BOCKIUS LLP

101 Park Avenue

New York, NY 10178

Phone: (212) 309-6612

Fax: (212) 309-6001

E-mail: kelly.moore@morganlewis.com

Elisa P. McEnroe

MORGAN, LEWIS & BOCKIUS LLP

1701 Market Street

Philadelphia, PA 19103

Phone: (215) 963-5917

Fax: (215) 963-5001

E-mail: elisa.mcenroe@morganlewis.com

Counsel for Rite Aid of Maryland, Inc., d/b/a Rite Aid Mid-Atlantic Customer Support Center, Rite Aid of Ohio, Inc., and Rite Aid

Hdqtrs. Corp.

/s/ Kaspar Stoffelmayr (consent)

Kaspar Stoffelmayr

BARTLIT BECK LLP

54 West Hubbard Street, Suite 300

Chicago, IL 60654

Phone: (312) 494-4400

Fax: (312) 494-4440

E-mail: kaspar.stoffelmayr@bartlit-beck.com

Counsel for Walgreen Co. and Walgreen Eastern Co.

/s/ Timothy D. Johnson (consent)

Timothy D. Johnson Gregory E. O'Brien CAVITCH FAMILO & DURKIN, CO. LPA

Twentieth Floor

1300 East Ninth Street Cleveland, OH 44114

Phone: (216) 621-7860

Fax: (216) 621-3415

Email: tjohnson@cavitch.com Email: gobrien@cavitch.com

Counsel for Discount Drug Mart, Inc.

/s/ Robert M. Barnes (consent)

Robert M. Barnes Joshua A. Kobrin MARCUS & SHAPIRA LLP 35th Floor, One Oxford Center 301 Grant Street Pittsburgh, PA 15219

Phone: (412) 471-3490 Fax: (412) 391-8758

E-mail: rbarnes@marcus-shapira.com E-mail: kobrin@marchus-shapira.com

Counsel for HBC Service Company

/s/ Tina M. Tabacchi (consent)

Tina M. Tabacchi Tara A. Fumerton JONES DAY 77 West Wacker Chicago, IL 60601

Phone: (312) 269-4335 Fax: (312) 782-8585

E-mail: tmtabacchi@jonesday.com E-mail: tfumerton@jonesday.com

Counsel for Walmart Inc.